

CHAPTER NO. 126

SENATE BILL NO. 1639

By Burchett, Clabough

Substituted for: House Bill No. 1362

By Walker, Ford

AN ACT To amend Tennessee Code Annotated, Title 47, Chapter 18, Part 3, relative to the registration of health clubs.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 47-18-301 shall be amended by adding the following language as an appropriately designated subsection and redesignating all existing subsections accordingly:

(2) "Commissioner" means the Commissioner of Commerce and Insurance.

SECTION 2. Tennessee Code Annotated, Title 47, Chapter 18, Part 3 shall be amended by creating a new section:

Section _____. Suspension, revocation, and nonrenewal of registration.

(a) Notwithstanding any other provision to the contrary in this chapter, the commissioner or the commissioner's designee may suspend, revoke or refuse to renew any registration held under the provisions of this part.

(b) The commissioner or the commissioner's designee may assess a civil penalty in an amount not to exceed one thousand (\$1,000) for each separate violation of this part, the rules promulgated hereunder, or order of the commissioner or the commissioner's designee. Each day of continued violation constitutes a separate violation.

(c) The provisions of the Uniform Administrative Procedures Act, compiled in Title 4, Chapter 5, govern all matters and procedures respecting the hearing and judicial review of any contested case, as defined therein, arising under this part.


SECTION 3. Tennessee Code Annotated, Title 47, Chapter 18, Part 3 shall be amended by creating a new section:

Section _____. Promulgation of rules. The commissioner may promulgate rules and regulations to administer the provisions of this part. Such rules and regulations shall be promulgated in accordance with the Uniform Administrative Procedures Act, compiled in Title 4, Chapter 5.

SECTION 4. This act shall become effective upon becoming law, the public welfare requiring it.

PASSED: April 23, 2001


JOHN S. WILDER
SPEAKER OF THE SENATE


JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 26th day of April 2001


DON SUNDQUIST, GOVERNOR